

**HOGAN & HARTSON L.L.P.**

500 SOUTH GRAND AVENUE  
SUITE 1900  
LOS ANGELES, CA 90071

Tel.: (213) 337-6700

Fax: (213) 337-6701

**RECEIVED** WASHINGTON, DC  
**CENTRAL FAX CENTER** BRUSSELS  
BUDAPEST

APR 08 2005

LONDON  
MOSCOW  
PARIS\*  
PRAGUE\*  
TOKYO  
WARSAW  
BALTIMORE, MD  
BOULDER, CO  
COLORADO SPRINGS, CO  
DENVER, CO  
IRVINE, CA  
MCLEAN, VA  
MIAMI, FL  
NEW YORK, NY (PARK AVE)  
NEW YORK, NY (THIRD AVE)  
ROCKVILLE, MD

\*Affiliated Office

**IMPORTANT NOTICE**  
**TELECOPY/FACSIMILE COVER LETTER**

**TO:** U.S. Patent and Trademark Office  
Examiner: LaToya I. Cross  
Art Unit: 1743

**DATE:** April 8, 2005

**FROM:** Barry M. Shuman/Wei-Ning Yang

**TIME:** \_\_\_\_\_

**TOTAL NO. OF PAGES, INCLUDING COVER:** 15

The attached information is **CONFIDENTIAL** and is intended only for the use of the addressee(s) named above. If the reader of this message is not the intended recipient(s) or the employee or agent responsible for delivering the message to the intended recipient(s), please note that any dissemination, distribution or copying of this communication is strictly prohibited. Anyone who receives this communication in error should notify us immediately by telephone and return the original message to us at the above address via the U.S. Mail.

**MESSAGE:**

**RE: U.S. Patent Application Serial No.: 09/811,028; Attorney Ref: 81841.0154**

I hereby certify that the following documents:

- Amendment/Amendment Transmittal Letter

are being facsimile transmitted to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, for filing in the above application.

April 8, 2005  
Date of Deposit

  
Diane Zynn

**TELECOPY/FAX NUMBER:** 703-872-9306 – Art Unit 1743

**CLIENT NUMBER:** 81841.0154

**ATTORNEY BILLING NUMBER:** 6085

**CONFIRMATION NUMBER:** 571-272-1256 (please return fax to Diane Zynn)

FORM PTO-1083

1991-174 (81841.0154)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Donald J. GJERDINGEN, et al.

Serial No: 09/811,028

Filed: March 16, 2001

For: ROTARY INCUBATION STATION FOR  
IMMUNOASSAY SYSTEMS

Art Unit: 1743

Examiner: Latoya I. Cross

I hereby certify that this correspondence  
is being transmitted via facsimile to  
(703) 872-9308:  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450 on

April 8, 2005

Date of Deposit

Diane Zynn

Name

Signature

04/08/05

Date

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RECEIVED  
CENTRAL FAX CENTER

APR 08 2005

Dear Sir:

Transmitted herewith is an Amendment Under 37 C.F.R. § 1.116  
for the above-identified application.

☒ No additional fee is required.

The fee has been calculated as shown below:

	(Col. 1) CLAIMS REMAINING AFTER AMENDMENT		(Col. 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Col. 3) PRESENT EXTRA*	LG/SM \$ ENTITY FEE	ADD'L FEE DUE
TOTAL CLAIMS FEE	24	-	24	**	LG=\$18 SM=\$9	\$(FEE) \$ 0
INDEPENDENT CLAIMS FEE	3	-	3	---	LG=\$86 SM=\$43	\$ \$ 0
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIMS					LARGE ENTITY FEE = \$200 SMALL ENTITY FEE = \$146	\$ 0
Independent Claims: 1, 11 and 19					TOTAL	\$ 0

\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

\*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest Number Previously Paid For" (Total or independent) is the highest number found from the equivalent box on Col. 1 of a prior amendment or the number of claims originally filed.

- ☐ A check in the amount of \$\_\_\_\_ to cover the additional claims fee is enclosed. A copy of this sheet is enclosed.
- ☐ A check in the amount of \$\_\_\_\_ to cover the extension fee is enclosed. A copy of this sheet is enclosed.
- ☒ The Commissioner is hereby authorized to charge any deficiencies of fees associated with this communication or credit any overpayment to Deposit Account No. 50-1314. A copy of this sheet is enclosed.
- ☒ Any filing fees under 37 C.F.R. § 1.16 for the presentation of extra claims
- ☒ Any patent application processing fees under 37 C.F.R. § 1.17

Respectfully submitted,

HOGAN &amp; HARTSON L.L.P.

By: Barry M. Shuman

Wei-Ning Yang (Contact Person)

Registration No. 38,690

Attorney for Applicant(s)

Barry M. Shuman

Registration No. 50,220

Dated: April 8, 2005

Biltmore Tower  
500 South Grand Avenue, Suite 1900  
Los Angeles, California 90071  
Telephone: 213 337-6700  
Facsimile: 213 337-6701

Appl. No. 09/811,028  
Amdt. Dated April 8, 2005  
Reply to Office Action of January 25, 2005

Attorney Docket No. 1991-174 (81841.0154)  
Customer No.: 26021

RECEIVED  
CENTRAL FAX CENTER

APR 08 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:  
Donald GJERDINGEN, et al.

Serial No: 09/811,028

Confirmation No.: 5691

Filed: March 16, 2001

For: ROTARY INCUBATION STATION  
FOR IMMUNOASSAY SYSTEMS

Art Unit: 1743

Examiner: Latoya I. Cross

I hereby certify that this correspondence  
is being transmitted via facsimile to  
(703) 872-9308:  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450 on

April 8, 2005

Date of Deposit

Diane Zynn

Name

Signature

04/08/05  
Date

AMENDMENT

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action dated January 25, 2005, please consider the following remarks:

Listing of the Claims begins on page 2 of this paper.

Remarks/Arguments begin on page 9 of this paper.